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Docket No.: 179801175PUS1  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Noboru EBIZUKA et al.

Application No.: 10/561,190

Confirmation No.:

Filed: December 16, 2005

Art Unit: N/A

For: DIFFRACTION GRATING AND  
PRODUCTION METHOD THEREFOR

Examiner: Not Yet Assigned

Rep'n. Ref: 11/17/2006 KBAH  
DAH: 022448  
FC: 9204  
\$130.00 CK

REQUEST FOR REFUND

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Sir:

This is a request for a refund with respect to the \$130.00 fee for late submission of the Declaration (37 CFR 1.492(h)) paid on December 16, 2005, concurrently with the filing of the above-identified application. This fee was included in Check No. 9046203, dated December 16, 2005.

An Express Abandonment is being filed concurrently herewith. Accordingly, because the Declaration for this application will not be submitted, the fee for late submission of the Declaration should be refunded to the Applicant.

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Adjustment date: 11/17/2006 KBAH  
12/23/2005 GFKLY1 00000109 1P  
04 10:1017

Birch, Stewart, Kotsch & Birch, LLP

KM/asc

Application No.: 10/561,190

Docket No.: 1794-0175PUS1

We respectfully request that the attached copy of this letter be returned to us with an indication that the credit has been processed.

Dated: August 1, 2006

Respectfully submitted,

By



Joe McKinney Mundy

Registration No.: 32,334

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Road

Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Applicant

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## FAX TRANSMISSION

DATE: August 1, 2006

PTO IDENTIFIER: Application Number 10/561,190  
Patent Number

Inventor: Noboru EBIZUKA et al.

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (571) 273-8300

FROM: BIRCH, STEWART, KOLASCH & BIRCH, LLP

Joe McKinney Muncy

PHONE: (703) 205-8026

Attorney Dkt. #: 1794-0175PUS1

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BIRCH, STEWART, KOLASCH & BIRCH, LLP  
8110 Gatehouse Road, Suite 100 East, P.O. Box 747, Falls Church, Virginia 22040-0747  
Telephone: (703) 205-8000 Facsimile: (703) 205-8050

PTO/SB/87 (09-04)

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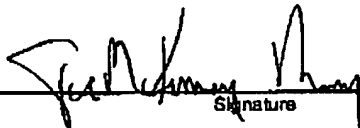
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